

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
VALDOSTA DIVISION**

FERRELL WALKER,

Petitioner

VS.

UNITED STATES OF AMERICA,

Respondent

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NO. 7:07-CR-30 (HL)

ORDER

Before the Court is petitioner **FERRELL WALKER’S** notice of appeal, construed as a motion for a Certificate of Appealability (“COA”), from the Court’s order that petitioner’s 28 U.S.C. § 2255 motion be denied (Tab # 57). Under section 2253(c)(2), a COA may issue only if the applicant makes “a substantial showing of the denial of a constitutional right.” This requires a petitioner to demonstrate that “reasonable jurists would find the district court’s assessment of the constitutional claims debatable or wrong.” *See Slack v. McDaniel*, 529 U.S. 473, 478 (2000).

For the reasons stated in Magistrate Judge G. Mallon Faircloth’s May 24, 2010, recommendation (Tab # 52) and this Court’s October 13, 2010 order accepting the same, the Court concludes reasonable jurists could not find that a dismissal of petitioner’s claims was debatable or wrong. Accordingly, it is hereby **ORDERED** that petitioner’s application for a COA be **DENIED**.

SO ORDERED, this 7th day of March, 2011.

s/Hugh Lawson

HUGH LAWSON

UNITED STATES DISTRICT JUDGE

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